

1 Chief Judge Marsha J. Pechman  
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UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

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10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 SETH MORGAN,  
14 Defendant.

NO. CR14-100 MJP  
ORDER FINDING DEFENDANT  
COMPETENT TO STAND TRIAL

15 Based upon the information presented in the Forensic Evaluation of Defendant  
16 Seth Morgan conducted by Dr. Ryan Nybo, Psy.D, Forensic Unit Psychologist (“the  
17 Nybo Report”), dated February 17, 2015, this Court finds, by a preponderance of the  
18 evidence, that Defendant 1) has sufficient present ability to consult with his lawyer with a  
19 reasonable degree of rational understanding, and 2) that Defendant has a rational as well  
20 as factual understanding of the proceedings against him. As a result, the Court concludes  
21 that Defendant is mentally competent to stand trial in this matter.

22 The Court further finds that the period of time from October 13, 2014, the date on  
23 which defense counsel filed a Sealed Motion to Hold Competency Hearing, until the new  
24 trial date of June 8, 2015, shall be excludable time pursuant to the Speedy Trial Act, Title  
25 18, United States Code, Sections 3161(h)(1)(A).

Accordingly, IT IS HEREBY ORDERED that Defendant Seth Morgan is mentally competent to stand trial, and that the trial in this case shall commence on the 8<sup>th</sup> day of June, 2015.

DATED this 13<sup>th</sup> day of March, 2015.

  
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Marsha J. Pechman  
United States District Judge

Presented by:

s/Catherine L. Crisham  
CATHERINE L. CRISHAM

s/Rebecca S. Cohen  
REBECCA S. COHEN

## Assistant United States Attorneys

UNITED STATES v. MORGAN./CR14-100 MJP  
[PROPOSED] ORDER FINDING DEFENDANT COMPETENT  
TO STAND TRIAL -2

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